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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant: | Shuji Hahakura | Examiner: | Michelle Estrada |
| Serial No.: | 10/536,694 | Group Art Unit: | 2823 |
| Filed: | May 27, 2005 | Docket: | 040256-0137 |
| Title: | SUPERCONDUCTOR AND METHOD OF PRODUCING THE SAME | | |

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as Express Mail (EV830404093US), with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on July 25, 2006.

By: _____

Richard Ruggiero
Richard Ruggiero

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

We are transmitting herewith the attached:

- ☒ Information Disclosure Statement
- ☒ Form SB08
- ☒ Copy of International Preliminary Report on Patentability
- ☒ Return postcard

Please charge any fees associated with this transmittal to Deposit Account No. 50-0872.

Date: July 25, 2006

FOLEY & LARDNER LLP
2029 Century Park East
35th Floor
Los Angeles, CA 90067-3021
1-310-277-2223 Office
1-310-557-8475 Fax

By: _____


Ted Rittmaster
Name: Ted Rittmaster
Reg. No.: 32,933
TRR/rsr



Atty. Dkt. No. 040256-0137

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Shuji HAHAKURA et al.
Title: SUPERCONDUCTOR AND
METHOD OF PRODUCING
THE SAME
Appl. No.: 10/536,694
International Filing Date: 08/06/2004
371(c) Date: 5/27/2005
Examiner: Estrada, Michelle
Art Unit: 2823
Confirmation Number: 2262

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|--|------------------------------------|
| CERTIFICATE OF EXPRESS MAILING | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | |
| EV830404093US (Express Mail Label Number) | July 25, 2006 (Date of Deposit) |
| Richard Ruggiero (Printed Name) | |
|  (Signature) | |

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of a document known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be

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appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed document is being submitted in compliance with 37 CFR §1.97(d), before payment of the issue fee.

RELEVANCE OF EACH DOCUMENT

All of the documents are in English.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

STATEMENT

The undersigned hereby states in accordance with 37 CFR §1.97(e)(1) that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement.

The undersigned hereby states in accordance with 37 CFR §1.704(d) that each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR §1.56(c) more than thirty days prior to the filing of the information disclosure statement.

FEE

A credit card payment form in the amount of \$180.00 is enclosed in accordance with 37 CFR §1.17(p) to cover the fee associated with an information disclosure statement under 37 CFR §1.97(d) in the amount of \$180.00.

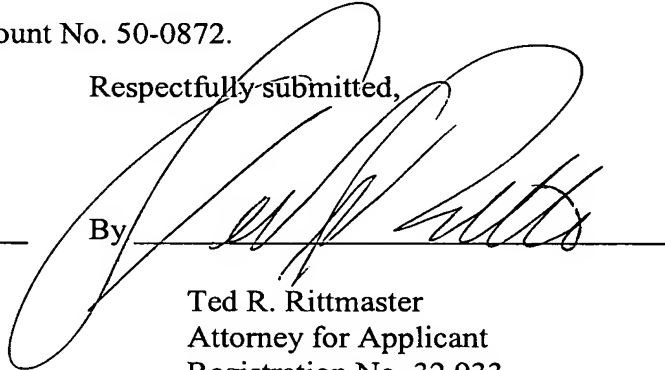
The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date July 25, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (310) 975-7963
Facsimile: (310) 557-8475

By

A large, stylized handwritten signature in black ink, likely belonging to Ted R. Rittmaster, is written over a horizontal line.

Ted R. Rittmaster
Attorney for Applicant
Registration No. 32,933

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Date Submitted: July 25, 2006

(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

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|------------------------|------------------|
| Application Number | 10/536,694 |
| Filing Date | May 27, 2005 |
| First Named Inventor | Shuji Hahakura |
| Group Art Unit | 2823 |
| Examiner Name | Michelle Estrada |
| Attorney Docket Number | 040256-0137 |

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|-----------------------|--------------------------|----------------------|---|--|--|--|
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FOREIGN PATENT DOCUMENTS

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| | | Office ³ | Number ⁴ | Kind Code ⁵ (if known) | | | | |
| | | | | | | | | |

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ⁶ |
|-----------------------|--------------------------|--|----------------|
| | A1 | PCT International Preliminary Report on Patentability as issued in International Application Number PCT/JP2004/011679, Mailing date June 29, 2006. | |
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Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.